

AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 4909
OFFERED BY MR. THORNBERRY OF TEXAS

Page 390, after line 22, insert the following new subsection:

1 (c) **AUTHORITY FOR CERTAIN EXCLUSION ZONE.**—

2 (1) **DETERMINATION.**—If the Secretary of De-
3 fense, in consultation with the Federal Communica-
4 tions Commission, determines that the management
5 of the electromagnetic spectrum at the Nevada Test
6 and Training Range is critical to national security,
7 the Secretary may notify the Assistant Secretary of
8 Commerce for Communications and Information and
9 the Federal Communications Commission of such
10 determination.

11 (2) **ESTABLISHMENT.**—Notwithstanding any
12 other provision of law, upon a notification made
13 under paragraph (1), the Assistant Secretary of
14 Commerce for Communications and Information, for
15 Federal Government spectrum users, and the Fed-
16 eral Communications Commission, for other spec-
17 trum users, shall establish an exclusion zone with re-
18 spect to the use of or interference to certain bands

1 of the electromagnetic spectrum to protect the activi-
2 ties of the Department of Defense at the range cov-
3 ered by the notification.

4 (3) NOTIFICATION.—Not less than 30 days be-
5 fore the establishment of an exclusion zone under
6 paragraph (2), the Secretary of Defense, the Assist-
7 ant Secretary of Commerce for Communications and
8 Information, and the Federal Communications Com-
9 mission shall notify the appropriate congressional
10 committees of such establishment.

11 (4) APPROPRIATE CONGRESSIONAL COMMIT-
12 TEES DEFINED.—In this subsection, the term “ap-
13 propriate congressional committees” means—

14 (A) the congressional defense committees;
15 and

16 (B) consistent with the protection of classi-
17 fied information, the Committee on Energy and
18 Commerce of the House of Representatives and
19 the Committee on Commerce, Science, and
20 Transportation of the Senate.

